Stores. II-27—95,606 31 10 50.

Home (1953) Department.

Rout SERIES.

G.O. NO. 2882

Dated 11th August 1953

FOR MYSORE STATE

[Despatch Abstract.]

Courts - Criminal — South Kanara District
Trial of cases against chit funds. Special First
class Magistrate and staff — Retention —
Sanctioned.

Ref. C3. 800/53 S.K.Dt.Magistrate's Office,
Mangalore dated 4.7.1953

From

Sri A.Mahalingam Chettiar, B.A.
Dt.Magistrate, South Kanara.

The Secretary to Government,
Home Department, Fort St. George,
Madras 9.

Sir, 1411/U.(2)

COURTS: Criminal - South Kanara District Trial of cases against certain chit funds- employment of a special I class Magistrate and staff -further retention sanction requested.

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REF; 1. G.O.Ms.No. ~~1116~~ 1116 Home Dept. dated 5.4.53.
2. G.O.Ms.No.1326 Home Dept. dated 22.4.53.

***

The court of the Special I Class Magistrate for the trial of chit fund cases started functioning from 8.5.53, The following staff was sanctioned in G.O.Ms.No.1116/Home Department dated 5.4.53, for a period of 3 months from the date of employment.

1. One spl.I Cl.Magistrate(Dy.Collector's grade).
2. one Lower division clerk.
3. one typist.
4. one attender. (5) two peons.

2 The post of an Assistant Public Prosecutor Grade II and a peon were also sanctioned for a period of 3 months from the date of employment in G.O.Ms.No.1326 Home dated 22.4.53. The sanction for the employment of the above staff expires on 7.8.53 A.N.(The date of joining of the magistrate has been taken as date of employment of other staff)

3 There are 7 cases on the file of this magistrate involving the examination of about 600 witnesses. These cases are from ~~11~~ different places in S.Kanara District viz. Mangalore, Kasargod, Hosdrug Puttur and Udiri. All these cases are in the stage of ~~pending~~ prosecution evidence and the work is progressing. There are no prospects of the disposal of these cases by 7.8.1953. Having regard to the volume of work remaining to be done and making allowance for the time for the further stage in the cases it is necessary to retain this court for two months more from 7.8.53, for the present. I therefore recommend that the Government may be pleased to sanction the retention of the staff sanctioned in the two G.Os cited above for a further period of ~~2~~ 2 months from (7) 8.1953

Yours faithfully,

For Dt.Magistrate.
6.7.53

m .4.47.

Home Dept

3

Very urgent done 13/7/53. Memo no 14110 dis II/53-1 Dated 13/7/53

Courts - Criminal - South Kanara district - Trial of cases against certain chit funds - Special first class Magistrate and staff - Retention - Proposal

Ref:- From the D.M. South Kanara Ref C-3-800/53. Dated 4.7.53.

1 cf.

A copy of the letter from the D.M. South Kanara cited is forwarded to the Board of Revenue Madras and it is requested to offer its remarks not later than 25-7-53 through the High Court, Madras, insofar as it relates to the proposal.

1 D.C.P.

~~of the Dist. South Kanara~~
for the retention of the Special First class Magbe and staff for the trial of cases against certain chit funds.

R
12-7-53

13/7/53

PBS
13.7.53

To

The Bd of Rev (L.R.)
Madras
(with copy of plt)

copy to the Registrar
High Court,
Madras
(with copy of plt)

(R.A. 26.7.53)

2nd (WO)
14/7/53

NOTE:- A copy of the letter from the Dist. South Kanara on plt has been given to ch III Section for taking necy. action regarding the ~~proposal for the~~ retention of the A.P.P. Grade II panel for the conduct of prosecutions in the chit fund cases.

R
12-7-53

13/7/53

PBS
13.7.53

Dist ch III section
PB
13/7/53

13.7.53

5

R.O.C.No.4478/53.E2.

From

Sri R. Jayaram Ayyar, M.A., B.L.,
Registrar, High Court, Madras.

To

The Secretary to Government,
Home Department, Fort St.George, Madras.
(with enclosures).

Madras, dated 30--7--1953.

ASSISTANT SECRETARY TO GOVERNMENT
31 JUL 53
HOME DEPARTMENT

Sir,

Subject: Courts - Criminal - South Kanara District - Trial of cases against certain chit funds - Special First Class Magistrate and staff - Retention - Recommended -

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3-4 cases Ref: Home Department's Memorandum No.141110 Courts II/53-1 dated 13--7--1953.

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I am to forward a copy of letter Ref.M.4415/53-1 dated 20-7-53 from the Board of Revenue, Madras on the subject cited and to state that the Hon'ble the Judges support the recommendation of the Board of Revenue for the retention of the Special First Class Magistrate and staff for a further period of two months from 7-8-1953.

2 The District Magistrate has been asked to retain the Magistrate and staff in anticipation of sanction and I am to request that this may be approved.

P.T.O.

6

3 Necessary provision has been made in the budget for 1953-54.

REGISTRAR.

Copy to: The District Magistrate, South Kanara at Mangalore.

CEV

Revenue Department
Subject

Courts - Criminal (South Kanara) Trail of cases against Chit funds - Special First Class Magistrate and Staff - Further retention - Proposals Recommended.

Station:Madras Ref.M.4415/53-1 d/20-7-53

From

Sri W.R.S. Sattianathan,I.C.S.,
Commissioner of Land Revenue

To

Sri C.S. Krishna Moorthi,I.A.S.,
Secretary, Board of Revenue,Madras.

Read:- G.O.Ms.No.1116 Home d/5-4-53
Do 1326 Home d/22-4-53
Govt.Memo No.141110 Courts II/53-1 Home d/13-7-53

REFERENCE

The Board agrees with the District Magistrate,South Kanara and recommends the retention of the temporary posts of one Special First Class Magistrate (in the grade of a Deputy Collector) and the Assistant Public Prosecutor ~~and his staff~~ sanctioned in G.Os cited for a further period of two months from 7-8-53.

For Joint Secretary

To the Secretary to Government,Home Department
thro' the Registrar,High Court,Madras (In duplicate).
Copy to the District Magistrate ,South Kanara.
Copy to D.1

RVK/20-7

(CMO 141110 ch II/53)

9 Home Department

G.O.Rt No. 2882 Dated 11.8.53

Courts – criminal – South Kanara district – Trial of cases against certain chit funds – Special First class Magistrate and staff – Retention – Sanctioned

Read:-

(1) G.O.Ms No. 1116 Home Dated 5.4.53.
(2) From the D.M. South Kanara Ref. C-3-800/53 Dated 4.7.53.
(3) From the Bd of Rev. Ref. M. 4415/53-1 Dated 20.7.53
(4) From the High Court. Roc No. 4478/53-E2 Dated 30.7.53

ORDER:-

The Government sanction the retention upto 7th October 1953, or till the need ceases whichever is earlier, of the following temporary staff in the South Kanara district sanctioned in G.O.Ms no 1116 Home Dated 5.4.53 in connection with the trial of cases against certain chit funds :-

(1) One Special First class Magte (in the grade of a Deputy Collector)
(2) One lower division clerk
(3) One typist
(4) One attender; and
(5) Two peons.

2. The expenditure should be debited to the relevant sub heads of appropriation under "27. Administration of Justice – h. criminal Courts."

P.T.G

≠ 10

3. The retention of the temporary staff mentioned in para 1 above beyond 7.8.53 in anticipation of the sanction of the Govt is approved

4. Orders regarding the retention of the A.P.P. Grade II ~~[illegible]~~ for the conduct of the cases against chit funds will issue separately

A
6.8.53

A
6.8.53

108
6.8.53

JS
6 Aug 53

para 2 p 5 ante

Typd
12/8/53

To

{ The Registrar, High Court, Madras.
The A.m. South Kanara.
The Bd of Revn (IR) Madras.
{ The A.G. Madras through the Finance Department
{ Duplicate copy to the A.G. Madras by name.
Copy to the Revenue Dept
copy to Home (Courts III Section)
(1.5.c.)

(Cns 14110 dis II/53)

Home Dept

Courts - Criminal - South Kanara district - Special First class Magte. and Staff - for trial of chit fund cases - Retention Proposal

f1 cf — From the D.M. South Kanara. Ref C.3.800/53 Dated 4.7.53

pp3 4 cf — Issued as Memo No 14110 dis II/53-1 Home Dated 13.7.53.

p5 cf — From the High Court, Madras. R.O.C.No. 4478/53.E.2. Dated 30.7.53.

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p15 of (F) — Sanction was accorded in G.O.Ms.No 1116 Home Dated 5.4.53 to the employment of a special First class Magistrate in the grade of a Deputy Collector with a staff of one lower division clerk, one typist, one attender and two peons in the South Kanara district for a period of three months from the date of appointment in connection with the trial of cases against certain chit funds. The Special First class Magte's court started functioning from 8.5.53 and the (period of) sanction expires on 7.8.53.

Ec — Spl p1cf

2 The DM. South Kanara has submitted proposals for the retention of the Special First class Magte with staff for a further period of two months from 8.8.53. The DM states that

A on p1cf

para 3 p1cf

there are seven cases on the file of the Spl F.C.M. involving the examination of about 600 witnesses, that these cases are from different places in the South Kanara dt viz Mangalore, Kasargod, Hosdrug, Puttur and Udipi, that all these cases are in the stage of recording prosecution evidence, ~~as the work is progressing and that there is no prospects of the disposal of these cases by 7.8.53,~~

ibid

having regard to the volume of work remaining

E.T.

to be done and making allowance for the time for the ~~purpose~~ further stage in the cases, the Dm considers it necessary to retain the Special First class magte's court for two months from 8.8.53 for the present. He accordingly requests sanction for the retention of the special F.C. in and staff upto 7.10.53. The Bdg Rev and the High court recommend the proposal. The High court has also stated that the Dm has been asked to retain the special First class magte and staff in anticipation of sanction of the Govt and request that this may be approved. For orders whether in the circumstances, the recommendation of the ~~High court~~ High court may be accepted. If so, the draft order below is for approval.

3. The D.M. South Kanara and the Bdg Rev have also recommended the retention of the A.P.P. Grade II and a peon sanctioned for the conduct of prosecution in the chit fund cases upto 7.10.53. Action is being taken separately in this regard in Cts III Section. (Revenue and)

4. Finance may see for acceptance.

Hirs para 3 p 1/c

Fin 5 d 7/8

⊗ Re P.U. para reference on p 5 c (Varghese)

May be accepted

6 Aug 53

Hirs paras 3 p 1/c + K para 11-F

ADDITIONAL DEPUTY SECRETARY TO GOVERNMENT
9 AUG 1953
FINANCE DEPARTMENT

Thro Cts III

4/8/53

6/8/53

6.8.53

6/8/53

6/8/53

6 Aug 53.

Home H 1110 Ct II/53-2
7-8-53.

Revenue / Fin
Rev Dept

The draft order may be accepted and the file may be passed on to Finance.

7/8/53

7/8/53

REGISTRATION ASST. SECRETARY TO GOVERNMENT
7 AUG 1953
EXCISE DEPARTMENT

Rev No 67138
7.8.53

Ori a

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Fin (EI)

The draft order below may be accepted.

9/8/53

FN
9/8/53

Home

Home

Fin no 64324A/E1/53-1
10-8-53.

Home Regd

Issue

468
10/8/53

(Issued as G.O.Rt. No. 2882 Home Dated 11.8.53)

Hr 9 to cf